



California Regulatory Notice Register

REGISTER 2010, NO. 29-Z

PUBLISHED WEEKLY BY THE OFFICE OF ADMINISTRATIVE LAW

JULY 16, 2010

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*Time-
Dated
Material*

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The *California Regulatory Notice Register* is an official state publication of the Office of Administrative Law containing notices of proposed regulatory actions by state regulatory agencies to adopt, amend or repeal regulations contained in the California Code of Regulations. The effective period of a notice of proposed regulatory action by a state agency in the *California Regulatory Notice Register* shall not exceed one year [Government Code § 11346.4(b)]. It is suggested, therefore, that issues of the *California Regulatory Notice Register* be retained for a minimum of 18 months.

CALIFORNIA REGULATORY NOTICE REGISTER (USPS 002–931), (ISSN 1041-2654) is published weekly by the Office of Administrative Law, 300 Capitol Mall, Suite 1250, Sacramento, CA 95814-4339. The Register is printed by Barclays, a subsidiary of West, a Thomson Reuters Business, and is offered by subscription for \$205.00 (annual price). To order or make changes to current subscriptions, please call (800) 888-3600. “Periodicals Postage Paid in Saint Paul, MN.” **POSTMASTER:** Send address changes to the: CALIFORNIA REGULATORY NOTICE REGISTER, Barclays, a subsidiary of West, a Thomson Reuters Business, P.O. Box 2006, San Francisco, CA 94126. The Register can also be accessed at <http://www.oal.ca.gov>.

PROPOSED ACTION ON REGULATIONS

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TITLE 2. CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

NOTICE OF PROPOSED REGULATORY ACTION

NOTICE IS HEREBY GIVEN that the Board of Administration (Board) of the California Public Employees' Retirement System (CalPERS) proposes to add to the regulations described in the Informative Digest after considering public comments, objections, or recommendations regarding the proposed actions.

I. PROPOSED REGULATORY ACTION

In this filing, the Board proposes to add Section 552 entitled "Board of Administration, Board Meeting Notice" to article 1 of chapter 2 of division 1 of title 2 of the California Code of Regulations. The proposed regulation interprets "notice" of meetings required by Government Code section 11125, in the Bagley-Keene Open Meeting Act of 2004, as including notice sent by electronic mail.

II. WRITTEN COMMENT PERIOD

Any person interested may submit written comments relevant to the proposed regulatory action. The written comment period closes at 5 p.m. on August 30, 2010. The Regulations Coordinator must receive all written comments by close of the comment period. Comments may be submitted via fax at (916) 795-4607; email at the following address: veronica_mora@calpers.ca.gov; or mail to the following address:

Veronica Mora, Regulations Coordinator
California Public Employees' Retirement System
P.O. Box 942707
Sacramento, California 94229-2707
Telephone: (916) 795-0713

III. PUBLIC HEARING

Comments on the proposed actions will also be taken at a public hearing to be placed on the agenda of the reg-

ularly scheduled meeting of the Benefits and Program Administration Committee of the CalPERS Board:

September 14, 2010

9:00 a.m.

California Public Employees' Retirement System
Lincoln Plaza North, Auditorium
400 Q Street, Sacramento, California, 95811

IV. ACCESS TO HEARING ROOM

The hearing room will be accessible to persons with mobility impairments, and can be made accessible to persons with hearing or vision impairments upon advance request to the Regulations Coordinator.

V. AUTHORITY AND REFERENCE

The CalPERS Board of Administration has the plenary authority and fiduciary responsibility for investments of moneys and administration of CalPERS, pursuant to the California Constitution (section 17 of Article XVI) and the Public Employees' Retirement Law (PERL) (California Government Code title 2, division 5, part 3). The proposed regulation is implementing, interpreting and making specific Government Code section 11125.

VI. INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Government Code section 11125 of the Bagley-Keene Open Meeting Act requires the Board to provide notice of its meetings to any person who requests that notice in writing. Notice must be given and made available on the internet at least ten (10) days in advance of the meeting.

Government Code section 11125 further provides the Board meeting notice must include:

- The name, address and telephone number of the Board of Administration support staff who can provide further information prior to the meeting;
- The address of the internet site where notices required are made available;
- A specific agenda for the meeting, containing a brief description of the items of business to be conducted or discussed in either open or closed session. A description of a matter or other item of business to be conducted or discussed in closed session shall include a citation to the specific statutory authority under which a closed session is being held;
- Information that would enable a person with a disability to know how, to whom, and by when a

request may be made for any disability-related modification or accommodation, including auxiliary aids or services.

A Board Meeting Notice “may contain” additional information that is for public notice.

CalPERS previously mailed hard copies of the Board meeting notice every month to individuals who requested notification. Other state agencies, including the Board of Equalization, have interpreted Government Code section 11125 to allow the electronic mailing of Board meeting notices. (Per title 18, Cal. Code of Regs, section 5530.) To achieve cost savings, support CalPERS environmentally-friendly efforts, and increase the quality of customer service delivery, CalPERS similarly interpreted Government Code section 11125 to allow electronic mailing of Board meeting notices.

Proposed section 552 codifies CalPERS’ interpretation of Government Code section 11125. As drafted, the new section gives CalPERS the flexibility to provide notice of Board meetings either by electronic mail or U.S. Postal Service.

VII. EFFECT ON SMALL BUSINESS

The proposed regulatory action does not affect small business as it applies only to internal CalPERS operations.

VIII. DISCLOSURES REGARDING THE PROPOSED REGULATORY ACTION

- A. **MANDATE ON LOCAL AGENCIES AND SCHOOL DISTRICTS:** The proposed regulatory action does not impose a mandate on local agencies or school districts.
- B. **COST OR SAVINGS TO ANY STATE AGENCY:** The proposed regulatory action does not impact costs or savings for any state agency.
- C. **COST TO ANY LOCAL AGENCY OR SCHOOL DISTRICT:** The proposed regulatory action does not impose costs or savings for any local agency or school district which must be reimbursed in accordance with Government Code sections 17500–17630.
- D. **NONDISCRETIONARY COSTS OR SAVINGS IMPOSED ON LOCAL AGENCIES:** The proposed regulatory action does not impose non-discretionary costs or savings on local agencies.
- E. **COSTS OR SAVINGS IN FEDERAL FUNDING TO THE STATE:** The proposed regulatory action does not impact any federal funding to the state.
- F. **ADVERSE ECONOMIC IMPACT:** The proposed regulatory action has no significant statewide

adverse economic impact directly affecting businesses, including the ability of business in California to compete with business in other states.

- G. **COST IMPACT ON REPRESENTATIVE PRIVATE PERSONS OR BUSINESSES:** The CalPERS is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.
- H. **IMPACT ON JOBS AND BUSINESSES WITHIN CALIFORNIA:** The proposed regulatory action will not: (1) create or eliminate jobs within California; (2) create new businesses or eliminate existing businesses within California; or (3) affect the expansion of businesses currently doing business within California.
- I. **EFFECT ON HOUSING COSTS:** The proposed regulatory action has no effect.

IX. CONSIDERATION OF ALTERNATIVES

The Board must determine no reasonable alternative considered by the Board, or that has otherwise been identified and brought to the attention of the Board, would be more effective in carrying out the purpose for which the action is proposed, or would be as effective as and less burdensome to affected private persons than the proposed action.

The Board invites interested persons to present statements or arguments with respect to alternatives to the proposed regulation at the above mentioned hearing or during the written comment period.

X. CONTACT PERSONS

Please direct inquiries concerning the substance of the proposed regulatory action to:

Donna Lovejoy, Production Services Manager
Operations Support Services Division
California Public Employees’ Retirement System
P.O. Box 942707
Sacramento, California 94229–2707
Telephone: (916) 795–4089

Please direct requests concerning the processing of this regulatory action to Veronica Mora, Regulations Coordinator, at (916) 795–0713 or veronica_mora@calpers.ca.gov.

XI. AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The entire rulemaking file is available for public inspection through the Regulations Coordinator at the ad-

dress shown above. To date the file consists of this notice, the proposed text of the regulation and the Initial Statement of Reasons (ISR). A copy of the proposed text and the ISR is available at no charge upon telephone or written request to the Regulations Coordinator.

The Final Statement of Reasons (FSR) can be obtained, once it has been prepared, by written request to Veronica Mora, Regulations Coordinator, at the address shown in Section II.

XII. AVAILABILITY OF MODIFICATIONS TO PROPOSED AMENDMENT

The Board may, on its own motion or at the recommendation of any interested person, modify the proposed addition to the regulations after the public comment period has closed. It may amend CCR section 552, if the changes are sufficiently related to the original text so that the public could have anticipated them.

If the Board modifies its regulatory action in this manner, it will prepare a comparison of the original proposed text and the modifications for an additional public comment period of not less than 15 days prior to the date on which the board adopts, amends, or repeals the resulting regulation. A copy of the comparison text will be mailed to all persons who submitted written comments, who testified or submitted written comments at the public hearing, or asked to be kept informed as to the outcome of this regulatory action.

XIII.

One can access the regulatory material regarding this action at www.calpers.ca.gov; About CalPERS; Legislation, Regulations, and Statutes; Regulatory Actions; Current Regulatory Actions.

TITLE 7. BOARD OF PILOT COMMISSIONERS FOR THE BAYS OF SAN FRANCISCO, SAN PABLO, AND SUISUN

NOTICE OF INTENTION TO AMEND CONFLICT OF INTEREST CODE

TITLE 7. CALIFORNIA CODE OF REGULATIONS DIVISION 2, ARTICLE 3, SECTION 212.5, CONFLICT OF INTEREST CODE

NOTICE IS HEREBY GIVEN that the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun (Board) proposes to amend regulations

in Title 7 of the California Code of Regulations relating to the Conflict of Interest Code of the Board pursuant to Government Code sections 87300–87302 and 87306.

The Board proposes to amend its Conflict of Interest Code, in Title 7, California Code of Regulations, section 212.5 in changing the format of the regulation to make it consistent with the Fair Political Practices Commission standards and to add a new job classification that involves the making and/or participation in the making of decisions that may have a material effect on any financial interest, as set forth in Subdivision (a) of Section 87302 of the Government Code.

The proposed amendment shall amend the Conflict of Interest Code as follows:

1. Delete the existing language in the section in its entirety;
2. Propose a new language regarding the Political Reform Act and the adoption of a Conflict of Interest Code. Incorporates the standard conflict-of-interest code by reference and indicates how designated individuals file their statements of economic interests with the Board.
3. Adds an Appendix A identifying the designated positions.
4. Adds a new designated position of Assistant Director created by recent legislation.
5. Adds an Appendix B identifying the disclosure categories.

PUBLIC COMMENTS

A written comment period has been established and any interested person may submit written comments on the proposed action via facsimile at (916) 324–7524 or by mail to:

Business, Transportation and Housing Agency
Attn: Terri Toohey
980 9th Street, Suite 2450
Sacramento, CA 95814

Written comments will be accepted until September 15, 2010.

PUBLIC HEARING

No public hearing has been scheduled. If any person desires a public hearing, a written request must be received by the Board at the above address for public comments, no later than 15 days prior to the close of the written comment period.

AVAILABILITY OF INFORMATION

The Board has prepared a written explanation of reasons for the proposed regulatory action, the information

upon which this action is based, and the proposed regulation text in strikeout/underscore format. Requests to review or receive copies of this information should be directed to: Terri Toohey, 980 9th Street, Suite 2450, Sacramento, Fax (916) 324-7524 or by calling (916) 324-5400. Facsimile requests for information should include the following information: the title of the rule-making package, the requester's name, proper mailing address (including city, state and zip code), and a day-time telephone number in case the information is incomplete or illegible.

All documents regarding the proposed action are also available through Board's website at the Uniform Resource Locator address of: www.pilotcommission.org.

QUESTIONS

Any questions concerning the content of the proposed regulations should be directed to Allen Garfinkle, Executive Director at (415) 397-2253.

ADOPTION OF PROPOSED REGULATIONS

After consideration of public comments, the Fair Political Practices Commission may adopt the proposal substantially as set forth without further notice. If the proposal is modified prior to adoption and the change is not solely grammatical or nonsubstantive in nature, the full text of the proposed regulation, with the changes clearly indicated, will be made available to the public for at least 15 days prior to the date of adoption.

ECONOMIC AND FISCAL IMPACT

The Board has made an initial determination that this proposed regulatory action: (1) will have no significant statewide adverse economic impact directly affecting private sector businesses including the ability of California businesses to compete with businesses in other states; (2) will have no effect on housing cost; (3) will neither create nor eliminate jobs in the State of California nor result in the elimination of existing businesses or create or expand businesses in the State of California; (4) will not impose any new mandate upon local agencies or school districts; and (5) involves no nondiscretionary or reimbursable costs or savings to any local agency, school district, or state agency, or federal funding to the State.

ALTERNATIVES

This regulatory action is taken pursuant to Government Code section 87300. In accordance to Government Code section 11346.5(a)(13), the Board must de-

termine that no reasonable alternative considered by the Board, or that has otherwise been identified and brought to the Board's attention, would be more effective in carrying out the purpose for which the action is proposed, or would be as effective and less burdensome to affected private persons than the proposed action. The Board invites interested parties to present statements or arguments with respect to alternatives to the proposed regulations during the written comment period.

AUTHORITY

This regulatory action is being taken pursuant to Government Code section 87306.

REFERENCE

This action implements, interprets, or makes specific Government Code sections 87300-87302, and 87306.

TITLE 10. MANAGED RISK MEDICAL INSURANCE BOARD

NOTICE OF PROPOSED RULEMAKING ER-1-10

TITLE 10. CALIFORNIA CODE OF REGULATIONS CHAPTER 5.8 HEALTHY FAMILIES PROGRAM

AMEND SECTION 2699.6700, 2699.6707, and 2699.6721

NATURE OF PROCEEDING

NOTICE IS HEREBY GIVEN that the Managed Risk Medical Insurance Board (MRMIB) is proposing to take the action described in the Informative Digest.

A public hearing regarding this proposal will be held on August 30, 2010, at 1:30 p.m., at 1000 G Street, Suite 450, Sacramento, CA 95814.

Following the public hearing MRMIB may thereafter adopt the proposal substantially as described below or may modify the proposal if the modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written comments related to this proposal, or who provide oral testimony at the public hearing, or

who have requested notification of any changes to the proposal.

Notice is also given that any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to the:

Managed Risk Medical Insurance Board
Attn: Dianne Knox
1000 G Street, Suite 450
Sacramento, CA 95814

Comments may also be submitted by facsimile (FAX) at (916) 445-0898 or by e-mail to dknox@mrmb.ca.gov. Comments must be received by no later than 5:00 p.m. on August 30, 2010.

AUTHORITY AND REFERENCE

Authority: Sections 12693.21, 12693.22 and 12693.755, Insurance Code.

Reference: Sections 12693.02, 12693.03, 12693.045, 12693.06, 12693.065, 12693.08, 12693.09, 12693.10, 12693.70, 12693.105, 12693.11, 12693.12, 12693.13, 12693.14, 12693.16, 12693.17, 12693.21, 12693.22, 12693.60, 12693.61, 12693.65, 12693.66, 12693.755 and 12693.91, Insurance Code.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

HFP is California's state- and federally-funded Children's Health Insurance Program (CHIP), established pursuant to Title XXI of the federal Social Security Act. MRMIB administers HFP. HFP provides comprehensive health, dental and vision insurance to low-income children under age 19 with family income above the Medi-Cal income eligibility levels. (Insurance Code sections 12693 *et seq.*). Approximately two-thirds of the funding for HFP is provided by the federal CHIP. (42 U.S.C. 1397aa *et seq.*)

Section 3 of Assembly Bill 1422 (Chapter 157, Statutes of 2009) amended the HFP statutes (Insurance Code section 12693 *et seq.*) to modify program requirements and operations. Section 2 of AB 1422 added Insurance Code section 12693.22 to provide that the adoption of regulations for that purpose is deemed to address an emergency for purposes of sections 11346.1 and 11349.6 of the Government Code:

During the 2009-10 and 2010-11 fiscal years, the adoption and readoption of regulations to modify health, dental, and vision benefits or otherwise modify program requirements and operations consistent with the provisions of this part shall be deemed to be an emergency and necessary for the immediate preservation of public peace, health

and safety, or general welfare for purposes of Sections 11346.1 and 11349.6 of the Government Code, and the board is hereby exempted from the requirement that it describe facts showing the need for immediate action and from review by the Office of Administrative Law.

By federal statute, Section 502 of the Children's Health Insurance Program Reauthorization Act (CHIPRA), Public Law 111-3, requires mental health and substance abuse parity for all CHIP programs. By reference, it incorporates Section 2705 of the Public Health Service Act by the Paul Wellstone and Pete Domenici Mental Health Parity and Addiction Equity Act of 2008 ("Parity Act"), Public Law 110-343. The Parity Act prohibits limits on the frequency or duration of treatment for mental health conditions and substance abuse that are different from those imposed for medical/surgical benefits. The Parity Act also requires that co-pay and treatment limitations for mental health and substance abuse treatment be no more restrictive than those applied to medical/surgical benefits. This provision of CHIPRA became effective October 3, 2009, and makes enacted federal mental health parity laws applicable to CHIP if the state CHIP provides mental health or substance abuse services, which HFP does. This regulation change would remove the treatment limitations for mental health and substance abuse treatment services, bringing HFP into compliance with federal law.

These regulations would also clarify that the HFP participating health plans provide care for children with serious emotional disturbance (SED) or a California Children's Services (CCS) eligible condition until the needed care is authorized and provided by the County Mental Health Department or CCS, respectively. The regulations change is needed in order to be consistent with existing Insurance Code sections 12693.61 and 12693.62, respectively, but also to comply with the Parity Law in that HFP plans may not treat mental health and substance abuse benefits differently from medical/surgical benefits and there are no "carve-outs" related to medical/surgical benefits.

At its March 26, 2009 meeting, the Board determined that the timeline for the HFP plan rate approval process was at odds with the state budget process and needed a clearer understanding of the revenues available to it when it determines health plan rates. For that reason, the Board has decided it would be beneficial to approve plan rates for the new benefit year after the May revision to the Governor's proposed budget had been released. To implement this approach, the Board determined to extend the 2009-10 HFP benefit year by 3 months (from July 1 through to October 1) and establish ongoing HFP benefit years to begin October 1 and end September 30. The proposed regulations would prorate, for 3 months, limits or maximums for certain services

for the 2009–10 benefit year. The regulations would provide that the HFP benefit year begins the new benefit year on October 1, beginning October 1, 2010. The proposed regulations also provide that for the fifteen month 2009–2010 benefit year, the benefits would be prorated so as not to disadvantage subscribers.

Policy Statement: The objectives of the proposed regulations changes are to (1) remove limits for mental health and substance abuse treatment services as required by federal law, (2) clarify health plan and county roles in treating children with SED and CCS eligible conditions under State and federal law, (3) extend the 2009–10 benefit year for three months and prorate benefits for that year, and (4) establish that future benefit years would begin October 1.

LOCAL MANDATE

This proposal does not impose a mandate on local agencies or school districts.

FISCAL IMPACT ESTIMATES

This proposal does not impose a mandate on local agencies or school districts for which reimbursement would be required pursuant to Part 7 commencing with Section 17500 of Division 4 of the Government Code. This proposal does not impose other nondiscretionary cost or savings on local agencies, or cost or savings in federal funding to the state.

COSTS OR SAVINGS TO STATE AGENCIES

There are no costs or savings to state agencies.

BUSINESS IMPACT/SMALL BUSINESS

The MRMIB has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states. The proposal does not affect small businesses as defined by Section 11342.610. The determination that the proposal would not affect small business is based upon the fact that the proposal only clarifies plan responsibility for Severe Emotional Disturbances and includes a one–time extension of the current benefit year from 12 to 15 months.

ASSESSMENT REGARDING EFFECT ON JOBS/BUSINESSES

The MRMIB has determined that this regulatory proposal will not have any impact on the creation of jobs or

new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

COST IMPACTS ON REPRESENTATIVE PERSON OR BUSINESS

The Board is not aware of any cost impacts that a representative private person or business would necessarily incur in a reasonable compliance with the proposed action.

EFFECT ON HOUSING COSTS

None.

ALTERNATIVES

The MRMIB must determine that no reasonable alternative considered by the agency, or that has been otherwise identified and brought to the agency's attention, would be more effective in carrying out the purpose for which the adoption of this regulation is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

CONTACT PERSONS

Inquiries concerning the proposed adoption of this regulation and written comments may be directed to:

Dianne Knox
Managed Risk Medical Insurance Board
1000 G Street, Suite 450
Sacramento, CA 95814
(916) 324–0592

or

Randi Turner
Managed Risk Medical Insurance Board
1000 G Street, Suite 450
Sacramento, CA 95814
(916) 327–8243

INITIAL STATEMENT OF REASONS

The MRMIB has prepared an initial statement of reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which this proposal is based, may be obtained upon request from the Managed Risk Medical Insurance Board at 1000 G Street, Suite 450, Sacramento, CA 95814. These documents may also be

viewed and downloaded from the MRMIB website at www.mrmib.ca.gov.

**AVAILABILITY AND LOCATION OF
THE FINAL STATEMENT OF REASONS
AND RULEMAKING FILE**

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named above.

You may obtain a copy of the final statement of reasons once it has been prepared by making a written request to the contact person named above.

WEBSITE ACCESS

Materials regarding this proposal can be found at www.mrmib.ca.gov.

**TITLE 22. DEPARTMENT OF HEALTH
CARE SERVICES**

ACTION: Notice of Emergency Rulemaking
Title 22, California Code of Regulations

SUBJECT: Long-Term Care Reimbursement,
DHCS-03-030E

The Department of Health Care Services (Department) has adopted the regulations described in this notice on an emergency basis and they are now in effect.

PUBLIC PROCEEDINGS

Notice is hereby given that the Department will conduct written public proceedings, during which time any interested person or such person's duly authorized representative may present statements, arguments or contentions (all of which are hereinafter referred to as comments) relevant to the action described in this notice.

**INFORMATIVE DIGEST/POLICY STATEMENT
OVERVIEW**

Welfare and Institutions Code Section 14105 requires the Department to adopt regulations establishing reimbursement rates for Medi-Cal providers of health care services and mandates for the emergency adoption of regulations for these changes in response to legislative budgeting decisions.

This emergency regulatory action amends the California Code of Regulations (CCR), Title 22 to reflect reimbursement rates established by the Department for specific types of facilities providing long-term care services to Medi-Cal beneficiaries. There are two time periods affecting the CCR sections established in the table below that are revealed through this regulatory action. The first time period being July 1, 2003 through July 31, 2003, which reflects the standard reimbursement rate for that period in addition to the Quality Assurance Fee (QAF), as described below. The second time period is the rate year August 1, 2003 through July 31, 2004. In the 2003-04 Budget Act (Chapter 157, Statutes of 2003), Items 4260-101-0001 and 4260-101-0890, the Legislature appropriated funding to pay these rates. These reimbursement rates are for services provided on or after August 1, 2003 and include the QAF, as described below.

This regulatory action establishes that reimbursement rates, as described above, include the QAF, pursuant to provisions under Health and Safety Code, Sections 1324 through 1324.14. These provisions require the Department to impose a QAF of six percent of the entire gross receipts for each Intermediate Care Facility for the Developmentally Disabled (ICF/DD), Intermediate Care Facility for the Developmentally Disabled-Habilitative (ICF/DD-H), and Intermediate Care Facility for the Developmentally Disabled-Nursing (ICF/DD-N), effective July 1, 2003.

The Title 22, CCR sections that are affected through this regulatory action, the service and the weighted average percentage change are specified in the table below.

<u>Section</u>	<u>Service</u>	<u>Weighted Average Percentage Change</u>
51510(e)	Nursing Facility Level A Services	1.47
51510.1(d) & (e)	Intermediate Care Services for the Developmentally Disabled	2.38
51510.2(a)	Intermediate Care Services for the Developmentally Disabled- Habilitative	0.00

<u>Section</u>	<u>Service</u>	<u>Weighted Average Percentage Change</u>
51510.3(a)	Intermediate Care Services for the Developmentally Disabled—Nursing	0.00
51511(a)	Nursing Facility Level B Services 2003–04	3.92
51511.5(a), (e), (f) & (g)	Nursing Facility Services — Subacute Care Reimbursement	0.82
51511.6(a), (b) & (c)	Nursing Facility Services — Pediatric Subacute Care Reimbursement	2.00
51535(d)	Leave of Absence	2.02
51535.1(d)	Bed Hold for Acute Hospitalization	2.02
51544(h)	Hospice Care	N/A
54501(b)	Adult Day Health Care Services	1.47

The percentages listed above cannot be used to determine the rate for each facility category from the prior year. The percentage changes shown above are averages of all facility categories in each regulation section, weighted by patient days for those categories. In addition to the reimbursement rates as specified above this regulatory action will also accomplish the following:

- Make non-substantial grammatical, typographical, organization, cross reference, and capitalization amendments where applicable throughout the regulations.
- Under Section 51510(e) specify rates for freestanding Level A nursing facilities.
- Under Sections 51511(a)(2)(C) and 51511.5(f)(2) state the audit disallowance factor to reflect data for the fiscal year 2003–04 rate setting period.
- Under Sections 51511 and 51511.5 revise dates to reflect the fiscal year 2003–04 rate setting period.
- Under Section 51544(h) set forth that payment for hospice care services shall be 95 percent of the facility's Medi-Cal per diem rate where the patient resides.

AUTHORITY

Sections 20, 1267.7 and 1275.3 Health and Safety Code; and Sections 10725, 14105, 14108, 14108.1, 14108.2, 14109.5, 14110.6, 14110.7, 14124.5, 14125.5, 14126.023 and 14570, Welfare and Institutions Code.

REFERENCE

Sections 14053, 14087.3, 14105, 14105.47, 14105.981, 14108, 14108.1, 14108.2, 14109.5, 14110.1, 14110.4, 14110.6, 14110.7, 14123, 14132.22, 14132.25 and 14571, Welfare and Institutions Code; Sections 1250, 1267.7, 1275.3, 1324, 1324.2, 1324.4, 1324.6, 1324.8, 1324.10, 1324.12 and 1324.14, Health and Safety Code; Statutes of 2003, Chapter 157, Items 4260–101–0001 and 4260–101–0890; Sections 447.15 and 483.1, et seq., Title 42, Code of Federal Regulations; 42 United States Code Section 1396(a)(13)(B) [Section 1902(a)(13)(B) of the Federal Social Security Act]; and the Settlement Agreement in *California Association for Adult Day Services v. Department of Health Services*, January 12, 1994, San Francisco County Superior Court (Case Number 944047).

COMMENTS

Any written comments pertaining to these regulations, regardless of the method of transmittal, must be received by the Office of Regulations by 5 p.m. on September 3, 2010, which is hereby designated as the close of the written comment period. Comments received after this date will not be considered timely. Persons wishing to use the California Relay Service may do so at no cost. The telephone numbers for accessing this service are: 1–800–735–2929, if you have a TDD; or 1–800–735–2922, if you do not have a TDD. Written comments may be submitted as follows:

1. By mail or hand-delivered to the Office of Regulations, Department of Health Care Services, MS 0015, 1501 Capitol Avenue, P.O. Box 997413, Sacramento, CA 95899-7413; or
2. By fax transmission: (916) 440-5748; or
3. By email to regulations@dhcs.ca.gov (it is requested that email transmissions of comments, particularly those with attachments, contain the regulation package identifier "DHCS-03-030E" in the subject line to facilitate timely identification and review of the comment).

All comments, including email or fax transmissions, should include the author's name and U.S. Postal Service mailing address in order for the Department to provide copies of any notices for proposed changes to the regulation text on which additional comments may be solicited.

INQUIRIES

Inquiries regarding the substance of the emergency regulations described in this notice may be directed to Sandy Yien of the Rate Development Branch, at (916) 552-9636.

All other inquiries concerning the action described in this notice may be directed to Ben Carranco of the Office of Regulations, at (916) 440-7766, or to the designated backup contact person, Lynette Cordell, at (916) 650-6827.

CONTACTS

In any inquiries or written comments, please identify the action by using the Department regulation package identifier, DHCS-03-030E.

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF REGULATIONS

The Department has prepared and has available for public review an initial statement of reasons for the emergency regulations, all the information upon which the emergency regulations are based, and the text of the emergency regulations. The Office of Regulations, at the address noted above, will be the location of public records, including reports, documentation, and other material related to the emergency regulations (rule-making file). In addition, a copy of the final statement of reasons (when prepared) will be available upon request from the Office of Regulations.

Materials regarding the action described in this notice (including this public notice, the regulation text, and the initial statement of reasons) that are available via the In-

ternet may be accessed at www.dhcs.ca.gov by clicking on the Decisions Pending and Opportunity for Public Participation link (from the left menu), then selecting the Proposed Regulations link.

In order to request a copy of this public notice, the regulation text, and the initial statement of reasons be mailed to you, please call (916) 440-7695 (or California Relay at 711/1-800-735-2929), or email regulations@dhcs.ca.gov, or write to the Office of Regulations at the address noted above. Upon specific request, these documents will be made available in Braille, large print, and audiocassette or computer disk.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

The full text of any regulation which is changed or modified from the express terms of the emergency action will be made available by the Department's Office of Regulations at least 15 days prior to the date on which the Department adopts, amends, or repeals the resulting regulation.

FISCAL IMPACT ESTIMATE

- A. Fiscal Effect on Local Government: None
- B. Fiscal Effect on State Government: Additional Cost of \$51,259,000 in fiscal year 2003-04 and \$61,775,000 annually. These costs were included in the May 2004 Estimate and are now included in the ongoing Medi-Cal base expenditures.
- C. Fiscal Effect on Federal Funding of State Programs: Additional Cost of \$51,259,000 in fiscal year 2003-04 and \$61,775,000 annually. These costs were included in the May 2004 Estimate and are now included in the ongoing Medi-Cal base expenditures.
- D. All cost impacts, known to the agency at the time the notice of proposed action was submitted to the Office of Administrative Law, that a representative private person or business would necessarily incur in reasonable compliance with the proposed action: The agency is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.
- E. Other nondiscretionary costs or savings including revenue changes imposed on State or Local Government: None.

DETERMINATIONS

The Department has determined that the regulations would not impose a mandate on local agencies or school

districts, nor are there any costs for which reimbursement is required by Part 7 (commencing with Section 17500) of Division 4 of the Government Code.

The Department has made an initial determination that the regulations would not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

The Department has determined that the regulations would not significantly affect the following:

- (1) The creation or elimination of jobs within the State of California.
- (2) The creation of new businesses or the elimination of existing businesses within the State of California.
- (3) The expansion of businesses currently doing business within the State of California.

The Department has determined that the regulations would not affect small business because the regulations do not impose any additional reporting, recordkeeping, or other compliance requirements on small businesses.

The Department has determined that the regulations will have no impact on housing costs.

ADDITIONAL STATEMENTS AND COMMENTS

In accordance with Government Code Section 11346.5(a)(13) the Department must determine that no reasonable alternative considered by the Department or that has otherwise been identified and brought to the attention of the Department would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

No public hearing has been scheduled; however any interested person or his or her duly authorized representative may request in writing, no later than 15 days prior to the close of the written comment period, a public hearing pursuant to Government Code Section 11346.8. The Department shall consider all comments received regarding the proposal equally, whether submitted in writing or through oral testimony at a public hearing.

For individuals with disabilities, the Department will provide assistive services such as sign-language interpretation, real-time captioning, note takers, reading or writing assistance, and conversion of public hearing materials into Braille, large print, audiocassette, or computer disk. To request such services or copies in an alternate format, please call or write: Susan Pierson, Office of Regulations, MS 0015, P.O. Box 997413, Sacramento, CA 95899-7413, voice (916) 440-7695; and/or California Relay 711/1-800-735-2929. Note: The range of assistive services available may be limited if

requests are received less than ten business days prior to a public hearing.

TITLE 22. OFFICE OF STATEWIDE HEALTH PLANNING AND DEVELOPMENT

NOTICE OF INTENT TO UPDATE DISPOSITION OF PATIENT AND PRINCIPAL LANGUAGE SPOKEN DATA ELEMENTS

Title 22 California Code of Regulations
Division 7, Chapter 10 — *Health Facility Data*,
Article 8, *Patient Data Reporting Requirements*,
Sections 97234, 97264, and 97267

NOTICE IS HEREBY GIVEN that the Office of Statewide Health Planning and Development (OSHPD) proposes to update Sections 97234, 97264, and 97267 of Title 22, Division 7, Chapter 10, Article 8 of the California Code of Regulations (CCR) after considering all comments, objections, and recommendations regarding the proposed updates.

PUBLIC HEARING

No public hearing is scheduled. Any interested person, or his or her duly authorized representative, may submit a written request for a public hearing, pursuant to section 11346.8(a) of the Government Code. The written request for hearing must be received by OSHPD's contact person, designated below, no later than 15 days before the close of the written comment period.

WRITTEN PUBLIC COMMENT PERIOD AND CONTACT PERSON

Any interested person may submit written comments relevant to the proposed regulatory action. All comments must be received by OSHPD by 5:00 p.m. on August 30, 2010.

Inquiries and written comments should be addressed to the primary contact person named below. Comments delivered by e-mail are preferred. Comments may also be faxed, hand delivered or mailed to:

Irene Ogbonna, Regulations Coordinator
Healthcare Information Division
Office of Statewide Health Planning and
Development
400 R Street, Room 250
Sacramento, CA 95811-6213
Fax: (916) 445-7534
Tel: (916) 326-3937
E-mail: iogbonna@oshpd.ca.gov

Inquiries and comments may also be directed to back-up contact person:

Ronald Spingarn, Deputy Director
Healthcare Information Division
Office of Statewide Health Planning and
Development
400 R Street, Room 250
Sacramento, CA 95811-6213
Fax: (916) 324-9242
Tel: (916) 326-3801
E-mail: rspingar@oshpd.ca.gov

Comments should include the author's name, U.S. Postal Service address, and email address, if applicable, for OSHPD to provide copies of any notices for proposed changes to the regulation text on which additional comments may be solicited.

AUTHORITY AND REFERENCE

Authority for the proposed regulations is provided by the California Health and Safety Code, Section 128810. The reference citations are as follows: the proposed regulations implement, interpret, or make specific Health and Safety Code Sections 128735, 128736, and 128737.

INFORMATIVE DIGEST/SUMMARY OF PROPOSED CHANGES

The Disposition of Patient data element definition update will return CCR section 97264 to conformity with the national standard definition (maintained by the National Uniform Billing Committee, (NUBC) for Emergency Department (ED) and Ambulatory Surgery (AS) Care Disposition of Patient codes) that changed on November 1, 2009.

Updates to the Principal Language Spoken data element in CCR sections 97234 (Inpatient Discharge Data) and 97267 (ED and AS) are proposed as a result of comments received during a previous regulations package. OSHPD committed to including the changes in a subsequent regulatory package and is now fulfilling this obligation. This proposal adds Sign Language (SGN) and removes both Formosan (Amis) and Hsiang (Xiang Chinese) from the list of languages included in the regulatory text.

TEXT OVERVIEW and POLICY STATEMENT

The Patient Data Reporting program of OSHPD uses the MIRCAl online system to collect data from all licensed California hospitals (Inpatient or IP) and their emergency departments (ED), and from many ambulatory surgery (AS) clinics. The data to be collected are defined in Article 8 *Patient Data Reporting Requirements*.

It is OSHPD's intent to collect data that is as accurate and as useful as possible. This necessitates updating data element definitions to ensure that they continue to be useful and responding positively to public comments that add to the likelihood of accurate data reporting. This package makes updates to two existing data elements.

Definition of Data Element for ED and AS — Disposition of Patient

OSHPD's statutory mandate is to use national standards in data collection programs where appropriate. OSHPD uses the data content of the 837 Health Care Claim *Patient Status Code* for its Emergency Department (ED) and Ambulatory Surgery (AS) Disposition of Patient codes and descriptions. Effective November 1, 2009, a change was made by the National Uniform Billing Committee (NUBC) (as the federally-established Designated Standards Maintenance Organization) to one code's description.

OSHPD is now attempting to minimize health facility data reporting burdens by realigning state requirements and definitions (in section 97264) with established national standards. This regulation package accomplishes this by incorporating the recently updated definition. The updated Disposition of Patient description has been required by NUBC on electronic billing claims submitted by health care facilities since November 1, 2009. This definition update to OSHPD's regulations will save facilities reporting data to OSHPD the time and expense of creating and maintaining separate reporting systems to capture and report outdated patient data to OSHPD. The proposed effective date for the Disposition of Patient data element update is January 1, 2011.

Definition of Data Element for IP, ED and AS — Principal Language Spoken

Updates to the Principal Language Spoken data element in CCR sections 97234 (Inpatient Discharge Data) and 97267 (ED and AS) are proposed as a result of comments received during the process of adopting previous regulations. OSHPD committed to including the changes in a subsequent regulatory package and is now fulfilling this obligation.

Formosan (Amis) and Hsiang (Xiang Chinese) are being removed from the list of languages in the regulatory text because hospital feedback, and subsequent research, showed that these languages are not available from interpretation services; also there were no instances of these languages being reported in the 2009 PLS data. In the event that a speaker of either of these languages appears in a facility the language can be reported using the write-in option described in CCR sections 97234(c) and 97267(c).

One public comment (California Hospital Association, October 14, 2009) noted that "a feasible collection element would be American Sign Language". The addi-

tion of American Sign Language is a valuable suggestion; however it is not included in the ISO 639.2 standard which OSHPD has opted to use as its language listing. California has a large number of people who have a principal language spoken that is not English; it is plausible that California also has a population of sign-language users for whom American Sign Language is not a principal language spoken.

Sign Language is included on the ISO 639.2 list as Sign Language (SGN). While it is not language specific, adding Sign Language may facilitate more accurate reporting than adding (the unlisted) American Sign Language because "Sign Language" is intended to encourage reporting of an entire group of languages that may not currently be captured.

If a patient is asked, and provides the specific name of the sign language, (American Sign Language (SL), Mexican SL, Spanish SL, Japanese SL, German SL, Ecuadorean SL, British SL, etc.) then this specific name can be reported using the write-in option. If the data capture person is unable to determine the specific sign-language then the generic "Sign Language" will still capture the minimal data that a sign language was used. This should reduce the number of records reported incorrectly as "other", "unknown", "deaf", sign, "non-verbal" and "Sign Language (SL)".

The proposed effective date for the PLS data element update is January 1, 2011.

The California Health Policy and Data Advisory Commission (CHPDAC) advises OSHPD on health policy and health information issues. Commissioners are appointed by the Governor, Speaker of the Assembly and Senate Rules Committee to represent major stakeholders in health care delivery, including physicians, hospitals, long-term care facilities, business and labor, health service plans, ambulatory service centers, and the general public. The CHPDAC reviewed and approved of these regulations at its public meetings on December 10, 2009 and February 26, 2010.

AVAILABILITY OF THE TEXT OF PROPOSED REGULATIONS, INITIAL STATEMENT OF REASONS, AND RULEMAKING FILE

Materials regarding this notice of proposed changes, the text of the proposed regulations, and the Initial Statement of Reasons may be accessed at the Office's website www.oshpd.ca.gov/hid. Hardcopy materials are available upon request.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

The text of proposed changes or modifications to the regulations will be available from the Office website www.oshpd.ca.gov/hid and will be available from the Office upon request. The text of any modified regula-

tion, unless the modification is non-substantial or solely grammatical in nature, will be made available on the website at least 15 days prior to the date that the Office adopts the regulation. The changes will be underlined where text is added and ~~struckthrough~~ where text is deleted. The Office may adopt, amend, or repeal the foregoing proposal substantially as set forth without further notice.

AVAILABILITY OF FINAL STATEMENT OF REASONS AND RULEMAKING FILE

The Final Statement of Reasons, including all of the Comments and the Responses, will be available, after its completion, from the OSHPD MIRC website at <http://www.oshpd.ca.gov/HID/MIRC/WhatsNew.html>. The complete Rulemaking File will be available for review from the primary contact person.

ALTERNATIVES CONSIDERED

The Office has determined in accordance with Government Code Section 11346.5(a)(13) that no reasonable alternative considered by the Office or that has otherwise been identified and brought to the attention of the Office would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

FISCAL IMPACT ESTIMATES

Local Mandate Determination (Cal. Gov't Code Section, 11346.5(a)(6)): As the proposed updates will impose requirements upon all California hospitals, and all licensed ambulatory Surgery clinics, and will only incidentally affect governmental hospitals, there is no local mandate created by the proposed revisions that would require state reimbursement.

1. Estimate of Cost or Savings to Any State Agency (Cal. Gov't Code Section 11346.5(a)(6)): None.
2. Cost to Any Local Agency or School District which must be Reimbursed Pursuant to Government Code Sections 17500-17630 by the State (Cal. Gov't Code Section 11346.5(a)(6)): None.
3. Non-Discretionary Cost or Savings Imposed on Local Agencies (Cal. Gov't Code Section 11346.5(a)(6)): None.
4. Cost or Savings in Federal Funding to the State (Cal. Gov't Code Section 11346.5(a)(6)): None.
5. Impact on Housing Costs (Cal. Gov't Code Section (11346.5(a)(12)): None.
6. Potential Cost Impact on Representative Private Persons or Affected Business, Other Than Small Businesses (Cal. Gov't Code Section 11346.5(a)(9)): \$25.14 (one hour's wage) for a

computer support specialist to update existing computer tables.

7. Potential Statewide Adverse Economic Impact on Businesses (Cal. Gov't Code Section 11346.5(a)(10)): None.

The Office has determined that the regulations would not have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states.

DETERMINATIONS

The Office has determined that the regulations would not significantly affect the following:

1. The creation or elimination of jobs within the State of California.
2. The creation of new businesses or the elimination of existing businesses within the State of California.
3. The expansion of businesses currently doing business within the State of California.

EFFECT ON SMALL BUSINESSES

The Office has determined that the proposed regulations may affect small businesses however no economic impact is anticipated.

PROPOSITION 65

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 (PROPOSITION 65)

NOTICE TO INTERESTED PARTIES July 16, 2010

INFORMATION LETTER ISSUED FOR TOTAL FUMONISINS IN CORN SNACK FOOD PRODUCTS

On December 19, 2005, Frito-Lay Inc. asked the Office of Environmental Health Hazard Assessment (OEHHA) for a determination that consumption of Frito-Lay's corn snack food products does not require a

warning under Proposition 65¹ for exposure to fumonisin B₁. The basis for the request was that exposure to a chemical in a food is not an "exposure" subject to the Proposition 65 warning requirements where it can be shown that the chemical in the food is "naturally occurring" and has been reduced to the lowest level feasible based on good manufacturing practices.²

On January 11, 2008, in accordance with the process set forth in the regulation³, OEHHA solicited public comment on this request. On March 11, 2008, OEHHA held a public hearing on the request in Oakland, California. OEHHA and Frito-Lay, Inc. engaged in an interactive process to develop and share the available scientific information on fumonisin B₁. The regulation requires OEHHA to issue a public notice when it reaches a final decision on Safe Use Determination request.

In this case, OEHHA is issuing Frito-Lay a technical information letter, rather than a Safe Use Determination. This action is authorized under the relevant regulations.⁴ In summary, OEHHA has found that the European Commission regulatory level of 0.8 parts per million for fumonisins in maize-based breakfast cereal and snacks is an acceptable surrogate for the naturally occurring level of total fumonisins in corn snack foods that has been reduced to the lowest level currently feasible as it is defined in Title 27, Cal. Code of Regulations, section 25501(a)(4).

Questions regarding this notice may be directed to Ms. Cynthia Oshita at (916) 445-6900 or coshita@oehha.ca.gov.

RULEMAKING PETITION DECISION

CALIFORNIA BOARD OF ACCOUNTANCY

NOTICE OF DECISION DENIAL OF RECONSIDERATION ON PETITION TO ADOPT A REGULATION

California Code of Regulations (C.C.R.) Title 13. Professional and Vocational Regulations Division 1. State Board of Accountancy Article 9. Rules of Professional Conduct

Petitioner:

Carl Olson

¹ The Safe Drinking Water and Toxic Enforcement Act of 1986, codified at Health and Safety Code, section 25249.5 et seq. commonly known as "Proposition 65.

² Title 27, Cal. Code of Regs., section 25501.

³ Title 27, Cal. Code of Regs., section 25204.

⁴ Title 27, Cal. Code of Regs., section 25204(h).

Authority:

Business and Professions Code Section 5010 provides the California Board of Accountancy (CBA) the authority to “adopt, repeal, or amend such regulations as may be reasonably necessary . . . for the administration of this chapter.” “This Chapter” has to do with the licensing and regulation of the profession of public accountancy in the State of California. (Business & Professions Code § 5000 et seq.)

Contact Person:

Please direct any inquiries regarding this action to Gary W. Duke, Senior Staff Counsel, Department of Consumer Affairs, 1625 North Market Blvd., Suite S-309, Sacramento, CA 95834.

Availability of Petition:

The petition for reconsideration of petition to adopt a regulation is available upon request directed to the CBA’s contact person. The original petition for adoption of a regulation is also available upon request.

INTRODUCTION

Existing law provides jurisdiction and authority for the CBA to inquire into any alleged violation of any state or federal law, regulation, or rule relevant to the practice of accountancy. The CBA is authorized to receive and investigate restatements and to conduct investigations or hearings, with or without the filing of a complaint, and to obtain information and evidence relating to any matter involving the conduct of its licensees. The CBA may investigate any matter involving any violation or alleged violation of state laws regulating the practice of public accountancy by a licensee of the CBA. Existing law also authorizes the CBA to take disciplinary action against a license for a variety of acts and causes, including dishonest and fraudulent acts, gross negligence or repeated negligent acts resulting in a violation of applicable professional standards.

On March 10, 2010 the CBA formally denied Mr. Olson’s request for rulemaking dated December 4, 2009. Mr. Olson has submitted a “Rule Petition Reconsideration” dated April 23, 2010, which requests reconsideration of his petition for rulemaking requiring that the CBA draft a regulation requiring:

“A chart that lists restatements from licensees from January 2003 to the present shall be posted on the board’s website, and shall be updated weekly. The chart has the headings ID, Date Received, Firm License No., Last Name, Company Name, Restmt, Auditee Entity Name, Governmental, Non Profit, SEC Registrant, Fiscal Year Ended.”

In Mr. Olson’s request, he makes the following statements:

1. The original petition to post the log of restatements on the Board’s website was meritorious for the public’s interest to be informed about the public document log of restatements that are self-reported to the Board. It would be almost costless to implement. Restatements are in[sic] important quality evaluation and control measure.
2. The denial was based on erroneous assertions.

DISCUSSION

1. **No new information provided. The subject matter and arguments supporting petitioner’s request for regulation were already considered and denied.**

A copy of the prior denial issued by the CBA, with respect to the petitioner’s request for the stated regulation is attached. Per the prior denial, which is considered part and parcel of this denial, the request for a regulation was previously denied on the following grounds.

- The Proposed Regulation is Unnecessary, and of Questionable Value;
- Posting a Restatement Chart would be Duplicative;
- Proposed Regulation is Not a Standard of General Application.

The petitioner’s present “Rule Petition Reconsideration” does not address two of the three reasons underlying previous denial of the requested regulation, and presents no new information that would persuade the CBA to sway from its previous position. Rather most of the issues raised in the “Rule Petition Reconsideration” are argumentative in nature, concentric to the petitioner’s individual perspective of the “value” of restatements. Much of the reconsideration request debates “plain English” words such as “innocuous” and “negligible”, suggesting that the CBA should not use such words in a petition denial unless it adopts a definition for such words.

2. **The regulation proposed is not required.**

Pursuant to California Government Code § 11340.9(d), the Administrative Procedures Act does not apply to regulations that relate only to the internal management of a state agency. If the CBA should choose to post a list of restatements to the CBA Web site, it would be a matter of policy, not regulation.

3. **Little to no public interest in restatement information.**

The petitioner states that the requested regulation is “meritorious for the public’s interest”. However, in the seven years since the CBA began requiring restatement reporting, there has been only one individual to ever request restatement information, and that is the petitioner. Still, as with the majority of information received by the

CBA, restatements are subject to the Public Records Act and the Information Practices Act. The CBA makes every effort to comply with the requirements of these acts, and has provided restatement information to the petitioner, upon request, on a number of occasions.

DECISION

For each, and all, the reasons stated above, the request for reconsideration of rulemaking petition submitted by Mr. Carl Olson is hereby denied.

/s/

Patti Bowers
Executive Officer
California Board of Accountancy
June 28, 2010

SUMMARY OF REGULATORY ACTIONS

REGULATIONS FILED WITH SECRETARY OF STATE

This Summary of Regulatory Actions lists regulations filed with the Secretary of State on the dates indicated. Copies of the regulations may be obtained by contacting the agency or from the Secretary of State, Archives, 1020 O Street, Sacramento, CA 95814, (916) 653-7715. Please have the agency name and the date filed (see below) when making a request.

File# 2010-0526-03
BOARD FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS
Review of Applications

The Board for Professional Engineers and Land Surveyors submitted this action as one without regulatory effect to make changes to punctuation and grammar in title 16, California Code of Regulations, sections 3028 and 3061.

Title 16
California Code of Regulations
AMEND: 3028, 3061
Filed 07/07/2010
Agency Contact:
Nancy A. Eissler (916) 263-2241

File# 2010-0610-01
DEPARTMENT OF FOOD AND AGRICULTURE
European Grapevine Moth Eradication Area

The Department of Food and Agriculture adopted a certificate of compliance for an emergency action adopting section 3591.24 in title 4 of the California Code of Regulations which made the entire state of California an eradication area for European Grapevine Moth. Section 3591.24 also specifies hosts and possible carriers and the means and methods which may be used in the control and eradication of the European Grapevine Moth.

Title 3
California Code of Regulations
ADOPT: 3591.24
Filed 07/07/2010
Effective 07/07/2010
Agency Contact:
Susan McCarthy (916) 654-1017

File# 2010-0628-02
DEPARTMENT OF FOOD AND AGRICULTURE
Oriental Fruit Fly Interior Quarantine

This regulatory action establishes approximately 79 square miles in the North Highlands area of Sacramento County as a quarantine area for the Oriental fruit fly ("Bactrocera dorsalis"). The effect of the quarantine provides authority for the State to regulate movement of hosts of Oriental fruit fly from, into and within this area to prevent the artificial spread of the fly to noninfested areas to protect the public and California's agricultural industry.

Title 3
California Code of Regulations
AMEND: 3423(b)
Filed 06/30/2010
Effective 06/30/2010
Agency Contact:
Stephen S. Brown (916) 654-1017

File# 2010-0624-01
DEPARTMENT OF FOOD AND AGRICULTURE
European Grapevine Moth Interior Quarantine

This emergency regulatory action expands the quarantine areas for the European Grapevine Moth (EGVM), Lobesia botrana, in new areas of Lake, Napa and Sonoma counties. This action expands the existing regulated area in Sonoma County by approximately 62 square miles and in Napa County by approximately 99 square miles. It also establishes a new quarantine area of approximately 19 square miles in Lake County.

Title 3

California Code of Regulations
AMEND: 3437

Filed 07/01/2010

Effective 07/01/2010

Agency Contact:

Susan McCarthy (916) 654-1017

File# 2010-0520-01

DEPARTMENT OF INDUSTRIAL RELATIONS**Reimbursement for SMCS Services**

The Department of Industrial Relations implemented this rulemaking action to adopt title 8, California Code of Regulations, section 17300, to establish fees for reimbursement of certain training and facilitation services, representation services, election services, and arbitration panel and referral services provided by the State Mediation and Conciliation Service to employer, employee, and labor organizations pursuant to Labor Code sections 65-67 or to California public transit labor-management related organizations under the Public Utilities Code.

Title 8

California Code of Regulations
ADOPT: 17300

Filed 06/30/2010

Effective 07/01/2010

Agency Contact: Roger Jeanson (415) 703-4240

File# 2010-0524-01

DEPARTMENT OF MENTAL HEALTH**EPSDT Appeals Process**

This rulemaking action establishes in Title 9 of the California Code of Regulations a progressive (mandatory informal followed by option formal appeal) appeals process for mental health plan program reviews which result in payment disallowances and plans of correction. The appeals process enables mental health plan subcontractors to pursue appeals directly to the Department of Mental Health themselves and without having to go through the mental health plan. The rulemaking adopts the provisions of Title 22 California Code of Regulations sections 51016 through 51048 to govern the conduct of formal appeals.

Title 9

California Code of Regulations

ADOPT: 1850.350(a), 1850.350(b), 1850.350(c), 1850.350(d), 1850.350(e), 1850.350(f) AMEND: 1810.203.5(d)

Filed 07/07/2010

Effective 08/06/2010

Agency Contact: Steven Appel (916) 654-2319

File# 2010-0518-01

DIVISION OF WORKERS COMPENSATION**Workers' Compensation**

Division of Workers' Compensation submitted this action as one without regulatory effect to update three electronic based "EAMS" forms related to workers' compensation claims filings, forms 10232.1, 10232.2, and 10250.1, and to update the incorporation by reference dates in the corresponding sections to these forms in title 8, California Code of Regulations, sections 10232.1, 10232.2, and 10250.1.

Title 8

California Code of Regulations

AMEND: 10232.1, 10232.2, 10250.1

Filed 06/30/2010

Agency Contact:

James D. Fisher (650) 737-2049

File# 2010-0528-06

MANAGED RISK MEDICAL INSURANCE**BOARD****AIM-Eliminate Durational Residency Requirement**

This regulatory action amends two sections and an incorporated by reference form to remove a provision requiring six continuous months of residency in California in order for low-income pregnant women to receive comprehensive health insurance during the pregnancy and for 60 days thereafter through the Access for Infants and Mothers (AIM) program.

Title 10

California Code of Regulations

AMEND: 2699.200, 2699.201

Filed 07/01/2010

Effective 07/01/2010

Agency Contact: Dianne Knox (916) 324-0592

File# 2010-0603-04

MEDICAL BOARD OF CALIFORNIA**Notice to Consumers**

This is a file submitted pursuant to Title 1, section 100 of the California Code of Regulations, by the Medical Board of California (Board) related to the approval of section 1355.4 of Title 16 (OAL file 2010-0217-01S). First, the Board changed their listed phone number. Second, the Board changed the section heading from "Notice to Patients" to "Notice to Consumers" based upon Business and Professions Code section 138.

Title 16
California Code of Regulations
AMEND: 1355.4
Filed 06/30/2010
Agency Contact:
Kevin A. Schunke (916) 263-2368

File# 2010-0524-02
OCCUPATIONAL SAFETY AND HEALTH
STANDARDS BOARD
Acetylene

This print only rulemaking conforms California's General Industry Safety Orders (GISO) to revisions in the national consensus standards referenced in the Federal Acetylene Standard published on August 11, 2009 in 29 CFR section 1910.102 (effective 11/9/09). The conforming revisions involve the incorporation by reference of the following three standards:

Compressed Gas Association, Inc., CGA G-1-2003 Acetylene, Eleventh Edition.

National Fire Protection Association (NFPA) 51A Standard for Acetylene Cylinder Charging Plants, 2001 Edition.

National Fire Protection Association (NFPA) 51A Standard for Acetylene Cylinder Charging Plants, 2006 Edition.

Title 8
California Code of Regulations
AMEND: 4650, 4797, 4823
Filed 07/01/2010
Effective 07/01/2010
Agency Contact: Marley Hart (916) 274-5721

File# 2010-0607-01
OFFICE OF ADMINISTRATIVE LAW
Conflict of Interest Code

This is a Conflict of Interest Code filing that has been approved by the Fair Political Practices Commission and is being submitted for filing with the Secretary of State and printing only.

Title 2
California Code of Regulations
AMEND: 51000
Filed 07/06/2010
Effective 08/05/2010
Agency Contact: Linda C. Brown (916) 323-8915

File# 2010-0603-01
PRISON INDUSTRY AUTHORITY, CALIFORNIA
Scope of Authority for CALPIA and PIB

This regulatory action establishes definitions and sets forth the duties and operations of the California Prison

Industry Authority (CALPIA) and the California Prison Industry Board (PIB).

Title 15
California Code of Regulations
ADOPT: 8000, 8001, 8002
Filed 07/02/2010
Effective 08/01/2010
Agency Contact:
Ann Cunningham (916) 358-1612

File# 2010-0701-01
STATE ALLOCATION BOARD
Leroy F. Greene School Facilities Act of 1998; Priorities in Funding

This emergency rulemaking action corrects the text of Title 2 California Code of Regulations Section 1859.90.1 establishing a one-time apportionment priority to school districts with unfunded-but-approved bond-funded public school modernization and new construction projects, as long as the school districts apply, beginning May 27, 2010 and ending June 28, 2010, for priority treatment and agree to submit a Fund Release Authorization on Form SAB 50-05 within 90 days of conversion from Unfunded Approval to Apportionment.

Title 2
California Code of Regulations
AMEND: 1859.90.1
Filed 07/01/2010
Effective 07/01/2010
Agency Contact: Lisa Jones (916) 376-1753

CCR CHANGES FILED WITH THE SECRETARY OF STATE WITHIN February 3, 2010 TO July 7, 2010

All regulatory actions filed by OAL during this period are listed below by California Code of Regulations titles, then by date filed with the Secretary of State, with the Manual of Policies and Procedures changes adopted by the Department of Social Services listed last. For further information on a particular file, contact the person listed in the Summary of Regulatory Actions section of the Notice Register published on the first Friday more than nine days after the date filed.

Title 2
07/06/10 AMEND: 51000
07/01/10 AMEND: 1859.90.1
06/24/10 ADOPT: 1859.90.1 AMEND: 1859.90.1
renumbered as 1859.90.2, 1859.129,
1859.197
06/24/10 AMEND: 47000, 47001, 47002
06/23/10 AMEND: 1859.184

06/17/10 AMEND: 18703.3
 06/17/10 ADOPT: 18313.5
 06/09/10 AMEND: Div. 8, Ch. 64, Sec. 55300
 05/25/10 AMEND: div. 8, ch. 65, sec. 55400
 05/11/10 AMEND: 18945
 05/06/10 AMEND: 1859.2
 05/03/10 AMEND: 60040, 60045
 04/21/10 AMEND: 1859.96, 1859.148.2, 1859.166.2
 04/08/10 AMEND: 1859.76
 03/23/10 AMEND: 18351
 03/19/10 ADOPT: 59670
 03/19/10 AMEND: 18942 REPEAL: 18630
 03/11/10 AMEND: 18932.4
 02/24/10 AMEND: 1859.2, 1859.41, Form SAB 50-01, Form SAB 50-02
 02/23/10 AMEND: div. 8, ch. 16, sec. 37000
 02/19/10 AMEND: 52400
 02/11/10 ADOPT: 18421.9 AMEND: 18431
 02/11/10 AMEND: 18950.3
 02/09/10 ADOPT: 59660

Title 3

07/07/10 ADOPT: 3591.24
 07/01/10 AMEND: 3437
 06/30/10 AMEND: 3423(b)
 06/18/10 AMEND: 6448, 6448.1, 6449, 6449.1, 6450, 6450.1, 6450.2, 6451, 6451.1
 06/10/10 ADOPT: 429, 430 AMEND: 441
 06/10/10 ADOPT: 3024.5, 3024.6, 3024.7, and 3024.8 AMEND: 3024, 3024.1, 3024.2, 3024.3, 3024.4, and 4603
 06/09/10 AMEND: 3434(b), (c), (d), and (e)
 06/07/10 AMEND: 4500
 06/02/10 AMEND: 3435
 06/01/10 AMEND: 3437(b)
 05/24/10 AMEND: 3434(b)
 05/17/10 AMEND: 3591.5(a)
 05/17/10 ADOPT: 3701, 3701.1, 3701.2, 3701.3, 3701.4, 3701.5, 3701.6, 3701.7, 3701.8 AMEND: 3407(e), 3407(f) REPEAL: 3000, 3001, 3002, 3003, 3004
 05/13/10 AMEND: 3437
 05/04/10 AMEND: 3423(b)
 05/04/10 AMEND: 3437(b)
 05/04/10 AMEND: 3434(b)
 05/03/10 AMEND: 3434(b), 3434(c) and 3434(d)
 04/22/10 AMEND: 3434(b)
 04/22/10 AMEND: 3406(b), 3406(c)
 04/20/10 AMEND: 3437(b)
 04/15/10 AMEND: 3434(b)
 04/05/10 AMEND: 3434(b)
 03/24/10 ADOPT: 3436
 03/24/10 AMEND: 3588
 03/17/10 AMEND: 3423(b)

03/15/10 AMEND: 3434(b)
 03/10/10 AMEND: 3591.20(a)
 03/10/10 AMEND: 3434(b)
 03/04/10 AMEND: 3700(c)
 03/04/10 AMEND: 3406(b)
 03/03/10 REPEAL: 3279, 3433
 03/03/10 AMEND: 3591.20
 03/03/10 AMEND: 3406(b)
 03/03/10 AMEND: 3423(b)
 03/03/10 ADOPT: 3437
 02/26/10 AMEND: 3435
 02/18/10 AMEND: 3591.23
 02/18/10 ADOPT: 3591.24

Title 4

06/21/10 AMEND: 8070, 8072, 8073, 8074
 06/09/10 AMEND: 1689.1
 06/01/10 AMEND: 10020
 05/17/10 ADOPT: 12590 REPEAL: 12590
 04/29/10 AMEND: 8034, 8035, 8042, 8043
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 03/29/10 AMEND: 1685
 03/29/10 AMEND: 1632
 03/25/10 AMEND: 10175, 10176, 10177, 10178, 10179, 10180, 10181, 10182, 10185, 10187, 10188, 10190
 03/15/10 ADOPT: 12482

Title 5

06/09/10 AMEND: 19824, 19851, 19854
 05/27/10 ADOPT: 80048.8, 80048.8.1, 80048.9, 80048.9.1, 80048.9.2, 80048.9.3 AMEND: 800.46.5, 80047, 80047.1, 80047.2, 80047.3, 80047.4, 80047.5, 80047.6, 80047.7, 80047.8, 80047.9, 80048.3, 80048.4, 80048.6 REPEAL: 80048.2
 05/20/10 ADOPT: 30730, 30731, 30732, 30733, 30734, 30735, 30736
 04/15/10 AMEND: 19816, 19816.1
 04/12/10 REPEAL: 40503
 04/12/10 AMEND: 42002
 02/26/10 AMEND: 19824, 19851, 19854

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06/21/10 AMEND: 202 REPEAL: 212

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06/30/10	ADOPT: 17300	1422.10, 1422.11, 1422.12, 1424, 1437,
06/29/10	ADOPT: 16450, 16451, 16452, 16453, 16454, 16455, 16460, 16461, 16462, 16463, 16464 AMEND: 16421, 16423, 16427, 16428, 16431, 16433, 16500	1950.122.2.1, 1950.122.4, 1950.122.4.1, 1950.122, 1950.122.5, 1950.122.5.1, 1950.122.5.2, 1950.122.5.3, 1950.122.5.4, 1950.122.6, 1950.122.7, 1950.122.8, 1950.122.9, 1950.122.10, 1950.122.11, 1950.122.12, 1950.205.1, 1950.209, 1950.307 AMEND: 1404, 1409, 1411, 1430.5, 1431, 1433, 1436, 1454, 1550, 1552, 1557, 1950.003, 1950.122.2, 1950.123, 1950.204.3, 1950.204.4, 1950.301, 1950.314.8, 1950.316, 1950.317 REPEAL: 1950.122
06/21/10	AMEND: 344.30	
06/02/10	AMEND: 1590	
05/25/10	AMEND: 1599	
05/05/10	AMEND: 3308	
04/06/10	AMEND: 2305.2, 2340.16, 2360.3, 2405.4, 2534.8	
03/24/10	AMEND: 4301	
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02/03/10	AMEND: 5155	03/18/10 ADOPT: 5500, 5501, 5502, 5503, 5504, 5505, 5506, 5507
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05/07/10	REPEAL: 3520	
04/28/10	ADOPT: 4350	02/23/10 ADOPT: 2187, 2187.1, 2187.3, 2187.6, 2188.2.5, 2188.5.5, 2188.50(a), 2188.50(b), 2188.50(c), 2188.50(e), 2188.50(h) AMEND: 2186, 2186.1, 2187 (renumbered to 2187.3), 2187.1 (renumbered to 2187.2), 2187.2 (renumbered to 2187.7), 2187.3 (renumbered to 2187.4), 2187.4 (renumbered to 2187.5), 2188, 2188.1, 2188.2, 2188.3, 2188.4, 2188.5, 2188.23 (renumbered to 2188.50(d)), 2188.24 (renumbered to 2188.50(f)), 2188.83 (renumbered to 2188.50(g))
04/20/10	ADOPT: 10700, 10701 AMEND: 10518, 10529 REPEAL: 10532, 10533	02/03/10 AMEND: 2695.85
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06/29/10	ADOPT: 2756, 2758.1, 2758.2, 2758.3, 2758.4, 2758.5, 2758.6, 2758.7, 2945.1, 2945.2, 2945.3, 2945.4 AMEND: 2750, 2911	06/09/10 AMEND: 1005, 1007, 1008
06/24/10	AMEND: 2699.6500, 2699.6700, 2699.6707, 2699.6721	05/19/10 AMEND: 20
06/09/10	AMEND: 2699.6600, 2699.6607, 2699.6619, 2699.6621, 2699.6705, 2699.6715, 2699.6725	04/21/10 AMEND: 1084
06/01/10	AMEND: 2498.6	03/30/10 AMEND: 1084
05/26/10	AMEND: 2699.6809	Title 13
05/19/10	ADOPT: 5500, 5501, 5502, 5503, 5504, 5505, 5506, 5507	06/14/10 AMEND: 440.04
05/04/10	AMEND: 2699.6625	06/14/10 AMEND: 345.24, 345.40, 345.41, 345.46, 345.50 REPEAL: 345.42
04/28/10	AMEND: 2318.6	06/07/10 AMEND: 152.00, 190.03
04/28/10	AMEND: 2318.6, 2353.1, 2354	05/18/10 ADOPT: 1971.5 AMEND: 1968.2, 1971.1
04/28/10	AMEND: 2353.1	04/27/10 AMEND: 1160.3, 1160.4
04/21/10	AMEND: 2699.202	04/13/10 AMEND: 1201, 1212, 1213
04/21/10	AMEND: 2699.202	04/05/10 ADOPT: 2408.1 AMEND: 2401, 2403, 2404, 2405, 2406, 2408, 2409
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04/12/10	AMEND: 2690	04/01/10 AMEND: 1961, 1961.1
04/06/10	ADOPT: 2850.1, 2850.2, 2850.3, 2850.4, 2850.5, 2850.6, 2850.7, 2850.8, 2850.9, 2850.10	
04/01/10	ADOPT: 1409.1, 1414, 1422.4, 1422.4.1, 1422.5, 1422.6, 1422.6.1, 1422.6.2,	

03/25/10 AMEND: 2480
 03/04/10 ADOPT: 205.00, 205.02, 205.04, 205.06,
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 03/03/10 AMEND: 423.00
 02/22/10 AMEND: 350.36, 350.38, 350.40,
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 06/23/10 AMEND: 919.9, 939.9
 05/26/10 AMEND: 7.50
 05/03/10 AMEND: 820.01
 04/30/10 AMEND: 27.80
 04/27/10 AMEND: 632
 04/20/10 AMEND: 895.1, 914.6, 934.6, 954.6,
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 03/29/10 ADOPT: 18452.1 AMEND: 18449,
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 03/10/10 AMEND: 670.5
 02/23/10 AMEND: 1052(a)
 02/18/10 AMEND: 155
 02/16/10 ADOPT: 15064.4, 15183.5, 15364.5
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 02/09/10 ADOPT: 1.54, 5.70, 5.83 AMEND: 1.74,
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07/02/10 ADOPT: 8000, 8001, 8002
 05/25/10 AMEND: 3170.1(g), 3173.2(d)
 05/25/10 AMEND: 3090, 3091, 3093, 3095
 04/26/10 ADOPT: 3720, 3721, 3721.1, 3722, 3723
 02/24/10 AMEND: 7001
 02/16/10 ADOPT: 3540, 3541, 3542, 3543, 3544,
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 06/30/10 AMEND: 1355.4
 06/21/10 ADOPT: 1525, 1525.1, 1525.2

06/18/10 ADOPT: 39, 40, 41, 42, 43, 44, 45, 46, 48,
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06/07/10 ADOPT: 1702
 06/03/10 AMEND: 4180
 05/27/10 AMEND: 314
 05/20/10 AMEND: 1996.3, 1997
 05/19/10 AMEND: 3340.1
 05/13/10 ADOPT: 1399.615, 1399.616, 1399.617,
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 05/04/10 ADOPT: 4175
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 04/12/10 ADOPT: 3340.36.1
 03/29/10 ADOPT: 1355.4
 03/16/10 ADOPT: 311.1
 03/09/10 AMEND: 1016, 1017 REPEAL: 1016.1,
 1017.1
 03/08/10 AMEND: 4100
 02/24/10 AMEND: 4120
 02/22/10 ADOPT: 2262.1 AMEND: 2262
 02/18/10 ADOPT: 50.1
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 06/17/10 ADOPT: 95460, 95461, 95462, 95463,
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 04/07/10 AMEND: 1031.2, 1031.3
 02/08/10 AMEND: 95362, 95365, 95366, 95367,
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06/17/10 AMEND: 25136
 05/18/10 ADOPT: 1004, 1032, 1124.1, 1249,
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 05/13/10 AMEND: 1602.5, 1700
 05/11/10 REPEAL: 1525.7
 04/14/10 AMEND: 192, 193, 371
 03/30/10 ADOPT: 3500 AMEND: 2300, 2401,
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 03/19/10 ADOPT: 25101.3 AMEND: 25137-7
 03/17/10 AMEND: 1699
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 03/16/10 AMEND: 1597

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05/12/10 AMEND: Title 19: 2402, 2407, 2411, 2413, 2415, 2425, 2443, 2444, 2450, 2501, 2510, 2520, 2530, 2540, 2570.2, 2571, 2573.1, 2573.2, 2573.3, 2575.1, 2575.2, 2576, 2576.1, 2577.2, 2577.3, 2577.5, 2577.6, 2577.7, 2577.8, 2578.1, 2578.2, 2578.3, 2703, 2705, 2724, 2729.2, 2731, 2735.1, 2735.3, 2735.4, 2735.5, 2745.1, 2745.10, 2750.2, 2750.3, 2765.2, 2775.6, 2780.1, 2780.2, 2780.3, 2780.4, 2780.6, 2780.7, 2800, 2810, 2815, 2820, 2825, 2830, 2835, 2850, 2855, 2900, 2910, 2915, 2925, 2930, 2940, 2945, 2955, 2965, 2966, 2970, 2980, 2990, Title 26: 19-2510, 19-2520, 19-2530, 19-2540, 19-2703, 19-2705, 19-2724, 19-2731

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06/02/10 AMEND: 1411.1, 1411.7

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06/24/10 AMEND: 51510, 51510.1, 51510.2, 51510.3, 51511, 51511.5, 51511.6, 51535, 51535.1, 51544, 54501

06/22/10 AMEND: 2706-7

06/17/10 AMEND: 51516.1

05/25/10 AMEND: 66262.44

05/19/10 AMEND: 100159, 100166, 100171

05/18/10 ADOPT: 100102.1, 100103.1, 100103.2, 100106.1, 100106.2, 100107.1 AMEND: 100101, 100102, 100103, 100104, 100105, 100106, 100107, 100108, 100109, 100110, 100111, 100112, 100113, 100114, 100115, 100116, 100117, 100118, 100119, 100120, 100121, 100122, 100123, 100124, 100125, 100126, 100127, 100128, 100129, 100130

05/18/10 ADOPT: 100059.1, 100061.2 AMEND: 100057, 100058, 100059, 100059.2, 100060, 100061, 100061.1, 100062, 100063, 100063.1, 100064, 100064.1, 100065, 100066, 100067, 100068, 100069, 100070, 100071, 100072, 100073, 100074, 100075, 100076, 100077, 100078, 100079, 100080, 100081, 100082, 100083

05/18/10 ADOPT: 100340, 100341, 100342, 100343, 100343.1, 100343.2, 100343.3,

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05/12/10 AMEND: 11-425, 22-001, 22-003, 22-009, 45-302, 45-303, 45-304, 45-305, 45-306

05/06/10 AMEND: 66273.36

04/08/10 AMEND: 50778

04/05/10 AMEND: 4446.5

03/03/10 AMEND: 70055, 70577, 70703, 70706, 70707, 70717, 70749, 70751, 70753, 71053, 71203, 71205, 71503, 71507, 71517, 71545, 71551, 71553, 72091, 72109, 72303, 72311, 72315, 72319, 72337, 72413, 72423, 72433, 72453, 72461, 72471, 72515, 72523, 72525, 72528, 72543, 72547, 73077, 73089, 73301, 73303, 73311, 73313, 73315, 73325, 73329, 73399, 73409, 73449, 73469, 73479, 73489, 73517, 73519, 73523, 73524, 73543, 73547, 79315, 79351, 79637, 79689

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03/10/10	AMEND: 3005		
03/04/10	ADOPT: 2631.2		
02/25/10	ADOPT: 3919.6		
02/24/10	ADOPT: 3919.7		
02/22/10	ADOPT: 2631.2		
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06/11/10	AMEND: 8315		
05/25/10	AMEND: 7966, 7970		
03/26/10	AMEND: 10001		
02/25/10	ADOPT: 6200, 6201, 6202, 6203		
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04/09/10	ADOPT: 22100, 22101, 22103, Division 2 Form CalRecycle 114 AMEND: 20164, 21200, 21570, 21640, 21685, 21820, 21840, 21865, 21880, 22102, 22211, 22220, 22221, 22231, 22234, 22245, 22248, Division 2 Appendix 3, Division 2 form Calrecycle 100, Division 2 form Calrecycle 106		
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06/02/10	AMEND: 19-005		
05/17/10	ADOPT: 31-021 AMEND: 31-003, 31-410, 31-501		
05/17/10	AMEND: 44-211		
05/10/10	AMEND: 11-425, 22-001, 22-003, 22-009, 45-302, 45-303, 45-304, 45-305, 45-306		
02/26/10	ADOPT: 31-021 AMEND: 31-003, 31-410, 31-501		